Fax *sent via hellofax.com*

From

Damir C [redacted]

To

Lynette M. Brown-Sow, Patricia M. Furlong, Beth C. Grossman, Alfred W. Taubenberger, Obra S. Kernodle, IV Mark C. Nicastre

Number of pages

5

Message

Forward to the Philadelphia Parking Authority Board.

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In Pro Per

CASE NO. _____

One of the People of Pennsylvania,

vs.

PHILADELPHIA PARKING AUTHORITY, Board Members Lynette M. Brown-Sow, Patricia M. Furlong, Beth C. Grossman, Alfred W. Taubenberger, Obra S. Kernodle, IV Mark C. Nicastre in their individual capacities, *Defendants*

NOTICE OF INTENT TO TO SUE

Date: June 12, 2025
Time: 7:30 AM

NOTICE TO PRINCIPAL IS NOTICE TO AGENT, NOTICE TO AGENT IS NOTICE TO PRINCIPAL

INTRODUCTION

I am writing to formally notify you of my intent to sue. This situation arises from the month of October 2024. My main means of transportation was stolen from me by your agency. The accusation is that I violated a PA penal code and the vehicle was towed. There was no contract between myself or your agency. The vehicle that was stolen was a 2010 Acura TL VIN # [redacted]1653. That vehicle was being leased and its price was $15,263. I informed your agency prior that I did not have a contractual agreement with your agency which you chose to disregard. Your agency informed me that you didn't need a contractual agreement with me because you operated for the City of Philadelphia. I've been mostly reading Pennsylvania's legislature and Pennsylvania's Constitution. And what I found is that your agency is a Private Corporation acting through the City of Philadelphia/Commonwealth Of Pennsylvania to levy taxes and collect money on their behalf.

BACKGROUND

According to: The Pennsylvania Constitution Article III. § 31. Delegation of certain powers prohibited.

"The General Assembly shall not delegate to any special commission, private corporation or association, any power to make, supervise or interfere with any municipal improvement, money, property or effects, whether held in trust or otherwise, or to levy taxes or perform any municipal function whatsoever. Notwithstanding the foregoing limitation or any other provision of the Constitution, the General Assembly may enact laws which provide that the findings of panels or commissions."

FACTS

1. **Delegation to a Private Corporation**: The PPA is a private, non-profit corporation. Delegating municipal functions, such as managing public property and levying fines, to a private entity violates the constitutional restriction on delegating these powers to private corporations.
2. **Municipal Functions**: The PPA performs core municipal functions, including enforcing parking regulations and collecting fines. These activities fall under the powers that Section 31 restricts from being delegated to private entities.
3. **Chain of Delegation**: While the General Assembly can delegate powers to the City of Philadelphia, a governmental entity, further delegating these powers to a private corporation like the PPA is an unconstitutional delegation.
4. **Thief of Transportation:** PPA not having a contract, operating under the guise of City of Philadelphia stole the personal property 2010 Acura TL bel[redacted]

CONCLUSION

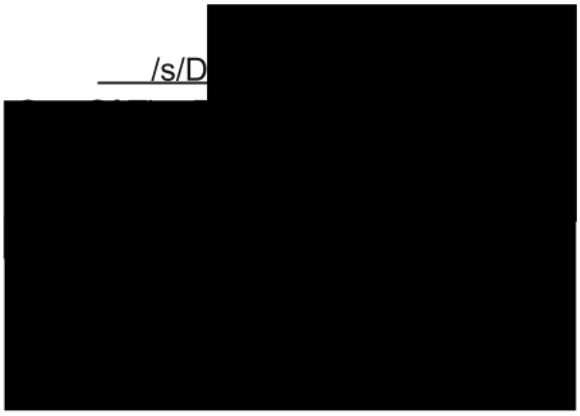
It is **Unconstitutional** for the Pennsylvania General Assembly to delegate certain powers to **any** special commission, private corporation or association. But there are exceptions. The Pennsylvania General Assembly can pass legislation granting power to municipalities which it has. The City of Philadelphia was granted by the General Assembly to manage public property and levy fines. The City of Philadelphia further delegated those powers to your **AGENCY. A PRIVATE CORPORATION** which is **Unconstitutional**. The powers granted by the General Assembly are to be fulfilled by the City of Philadelphia itself not re-delegated to your Private Corporation the **PHILADELPHIA PARKING AUTHORITY**. Not only is your agency operating against the Constitution you also have stolen my transportation under delegated powers you were never supposed to possess anyways.

RELIEF

Immediate action for relief is required. This Notice informs your agency of my intention to sue for injuries totaling $50,263. This figure is composed of the vehicle's leased price, $15,263, and the trespass committed by your agency, valued at $35,000. Your agency has 15 days from receipt of this notice to resolve the matter. Failure to do so after this period will initiate a suit in a court of record seeking an amount exceeding $50,263, compensating for the time and effort expended in seeking a remedy. This Notice of Intent to Sue will be posted to my Public Repository to ensure accountability and to document the timestamp of this Notice."

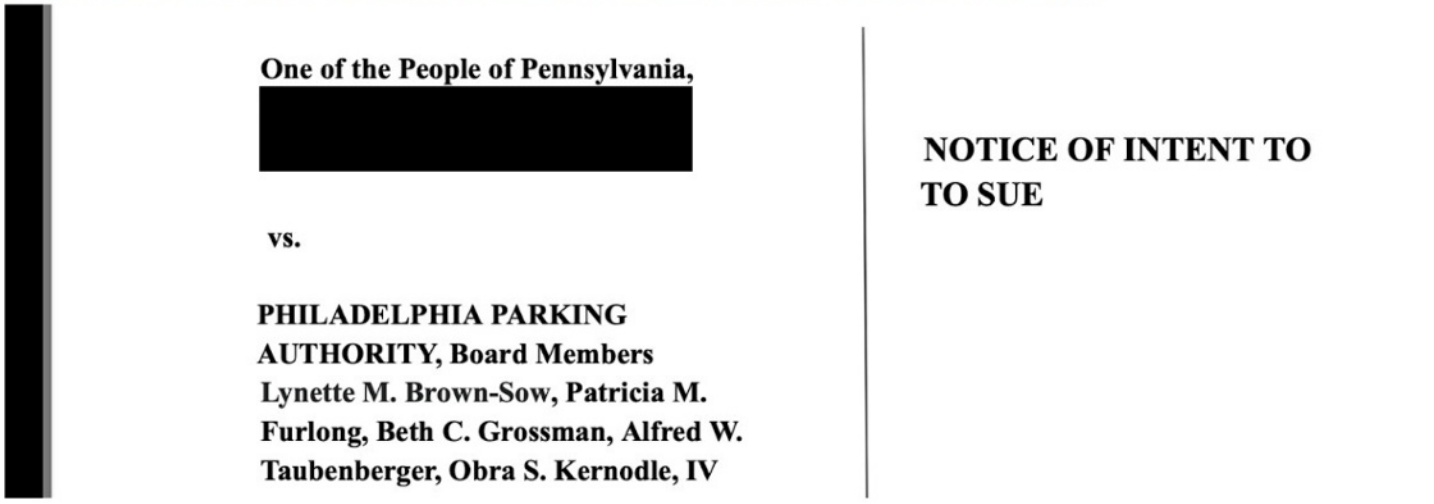
I look forward to your prompt attention to this matter.

Sincerely,



Link To Public Repository :

https://archive.org/details/notice-of-intent-to-sue-damir-c.-smith-to-ppa



One of the People of Pennsylvania,

[redacted]

vs.

PHILADELPHIA PARKING AUTHORITY, Board Members Lynette M. Brown-Sow, Patricia M. Furlong, Beth C. Grossman, Alfred W. Taubenberger, Obra S. Kernodle, IV

NOTICE OF INTENT TO TO SUE

Notice Of Intent To Sue Damir C. Smith To (PPA)

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This Is A Notice Of Intent to Sue to Philadelphia Parking Authority Board Members. This Document is made Available to Share and Give Public Awareness of this Notice Between Damir C. Smith and The Philadelphia Parking Authority.

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OFFICE OF THE CLERK

Office of the Clerk

The Clerk will receive and docket pleadings and other documents required by the TLD Regulations. Filings and requests for practice and procedure information should be directed to:

Clerk

Office of the Clerk

Taxicab and Limousine Division
2415 South Swanson Street
Philadelphia, Pennsylvania 19148

Telephone (215) 683-9498

Fax (215) 683-9568

TLDClerk@philapark.org

The Clerk will maintain a docket of proceedings. Each proceeding as initiated will be assigned a docket number. The docket will be available for inspection and copying by the public during the Authority's office hours. Please contact the Clerk to make an appointment. Copying fees may be

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